HIGH COURT OF CHHATTISGARH: BILASPUR

SINGLE BENCH : HON'BLE SHRI JAGDISH BHALLA, Ag. CJ

W.P. (C) No. 4702 of 2007

PETITIONER Teras Ram S/o Babulal Kurmi, about 39 years, R/o Village – Kansa, Tahsil – Navagarh, Distt. – Janjgir-Champa (C.G.)

VERSUS

RESPONDENTS

1. State of Chhattisgarh, Through the Collector Cum District Election Officer, Janjgir, Distt. Janjgir-Champa (C.G.)
2. Sub-Divisional Officer (Revenue Cum Competent Authority) Janjgir, Distt. Janjgir-Champa (C.G.)
3. Dwas Ram S/o Paras Ram, R/o. Village – Kansa, Tahsil – Navagarh, Distt. Janjgir-Champa (C.G.)

Writ Petition under Article 227 of the Constitution of India.

Present: Shri Vishnu Kosta, counsel for the petitioner.
Shri U.N.S. Deo, Govt. Advocate for the State.

ORAL ORDER
(Passed on 08th August, 2007)

The petitioner has challenged election of respondent No. 3 by filing Election Petition. The said petition was dismissed by the Competent Authority on the preliminary objection. Aggrieved by the same, the petitioner has filed Writ Petition No. 2540/2005. The said petition was allowed and the matter was remanded back to the Specified Authority by an order dated 20-02-2006. Evidence of the petitioner has been completed now the case has been listed for evidence of respondents, however, number of adjournments have been granted by the Court and the evidence on behalf of respondent No. 3 has not been recorded. It has been contended that in case, if the case is not decided early, the petitioner will lose the interest and respondent No. 3 will complete his tenure which is going to finish in January, 2008. Accordingly, interest of justice would suffice if the case is decided by the Specified Authority expeditiously i.e. within a period of three months from the date of receipt of a copy of this order.

With these observations, the writ petition stands disposed of.

Sd/-
Acting Chief Justice

Kamde